

MINUTES
SANDY CITY COUNCIL MEETING
Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070

June 19, 2007

Meeting was commenced at 7:00 p.m.

PRESENT:

Council Members: Chairman Dennis Tenney, Vice Chairman Bryant Anderson, Scott Cowdell, Steve Fairbanks, Chris McCandless, and Stephen Smith

Mayor: Tom Dolan

Others in Attendance: CAO Byron Jorgenson; City Attorney Walter Miller; Assistant CAO Scott Bond; CAO's Assistant Korban Lee; Community Development Assistant Director Nick Duerksen; Public Utilities Director Shane Pace; Public Works Director Rick Smith; t; Deputy to the Mayor John Hiskey; Police Chief Stephen Chapman; Administrative Services Director Art Hunter; Council Office Director Phil Glenn; Council Executive Secretary Wendy Densley

ABSENT/EXCUSED: Linda Martinez-Saville – Family Emergency

1. OPENING REMARKS/PRAYER/PLEDGE:

The Prayer was offered by Casey Cordova, and the Pledge was led by Cole Parkinson.

2. SPECIAL PRESENTATIONS:

- i. **Mayor Dolan** introduced Taylorsville's Mayor Russ Wall, and reported that during last year's Baseball State Championship Mayor Wall issued Mayor Dolan a challenge. The challenge was that the looser would come before the other's City Council wearing the winning team's jersey, Jordan or Taylorsville, and show honor to the winning city and team. This year Jordan High School won the Championship. Mayor Wall wore his honor wearing a Jordan High School Sweatshirt and hat and congratulated the Mayor and City in their win.
- ii. **Mayor Dolan and Chairman Tenney** presented resolutions of commendation to the Brighton Boys Tennis Team and the Alta Boys and Girls Lacrosse Team. Brighton's Tennis Team won the 2007 State Championship, also was Utah's first to be invited to the National High School Tournament in California next year. Alta's Girls Lacrosse team took 2nd place in the 2007 State Championships also nine (9) of the team members were named to the 2007 All State team. Alta High School's boys Lacrosse team finished first in the 2007 State Championships and five (5) of the team members were named to the All State team.

3. CITIZEN(S) COMMENTS:

- a. **Gary Rickie**, 9461 S. Tramway Dr, Sandy, explained he has a long history with the City trying to resolve the numerous noise violations he feels occur at the Little Cottonwood Development. He feels the situation would not have escalated to the extent that it has presently, had that gate that was requested been built sooner. He reported that a few members of the Sandy PD are questioning his credibility in reporting the violations. He has reported that his house shakes from the construction for this development. He has recently contacted the Sandy Police Department to address a garbage collecting situation where an Ace Disposal truck was making excess noise. The Police dispatcher told him he didn't need to leave his name, just any name so he told them he was Tom Dolan out of frustration. He apologized to Mayor Dolan and didn't mean to cause harm
or

break any laws doing so. He called the Police Department to speak with Chief Chapman, he explained he was frustrated with how long it took for a response due to the Chief having an appointment. He apologized to Chief Chapman having made a sarcastic remark. He is asking the City Council to work with the City department to help take care of this problem.

- b. **Gary Pratt**, 9436 S. Tramway Dr., reported that he had been home during the winter while the home depot was being constructed. He reported that on a daily basis his house would shake. He feels the Little Cottonwood Shopping Center hasn't been a good addition to the neighborhood. He reported that garbage trucks come in the early hours of the morning creating excessive noise. He feels that Sandy City, the citizens, and the developer need to get together to resolve these problems.

Dennis Tenney asked if the City could arrange a meeting with the developer. He feels it is a concern to several citizens, and would like to see a community meeting scheduled.

- c. **Charles Hardy**, 9442 David Street (410 East), requested that more notification about meetings be given to the neighborhoods in the vicinity of the new soccer stadium. As a Community Coordinator, he received by mail information on ordinances that will be reviewed. This is a large development and will impact those living more than 300 ft away. With a project this size, he feels that additional notification needs to be given. In regard to the parking ordinance, he feels it has been improved compared to what was presented before, his remaining concern is that it treats an event the same as a physical structure. He believes there is a difference between a parade or a 4th of July fire works display and a brick and mortar structure and to treat both of them under a temporary parking ordinance is making a mockery of the word temporary.
- d. **Mark Peterson**, 9 Circle Oaks, thanked the Council, and the Mayor for recognizing the High school teams. He reported that in the City of Sandy there are over 1000 young people playing Lacrosse, this includes high school teams and youth development. They are challenged with finding fields for these teams to play and practice on. He hopes they could get some City help finding fields. He reported that recently the Jordan school district has started putting in to motion plans to drive youth sports from the Jordan District fields. .

Scott Cowdell asked if they are working on getting Lacrosse a sanctioned sport.

Mark Peterson reported that they are working on getting this sport sanctioned. The school principals have been opposing it up to this point, because few of the high schools in Sandy have adequate space to play on.

Scott Cowdell reported that Sandy city has reported in the newsletter that Sandy City has more youth facilities and parks than any other city in the state.

Dennis Tenney asked if it was possible to have administration and Nancy Shay, Parks and Recreation Director, get together to create a response within the next 30 days.

Tom Hicks, Jordan School District, reported that there has been a review going on by the school district regarding the complete use of fields for all programs. There are agreements in place, but there is an expectation of maintenance and fees to pay for those fields. With Lacrosse not being a sanctioned sport, and a private enterprise, it is not directly school related.

PUBLIC HEARING(S):

4. School District Feasibility Study

Public Hearing to receive Sandy City Residents' comments on the School District Feasibility Study prepared for Sandy, Cottonwood Heights, Draper, Midvale, and Alta and portions of unincorporated Salt Lake County.

Discussion:

John Hiskey, Deputy to the Mayor, presented the School District Feasibility Study that was commissioned by several communities: Midvale, Cottonwood Heights, Town of Alta, Draper, Sandy City, and unincorporated Salt Lake County [White City, Community of Granite and some areas around Willow Creek Country Club]. State Law allows cities of a second-class or larger to place the issue of creating a new school district before voters once a feasibility study has been completed. He explained that Sandy City has participated in two feasibility studies examining the potential of creating a new school district. Mr. Hiskey reported that the State requires that the creation of a new school district follow municipal boundaries. He explained that the new district would follow the municipal boundary lines. Creating the new school district will make the West and East sides more capable of directly addressing the capital resources needs specific to the communities they serve. The new district would have a greater taxable value per student. He reported that if a new school district is not created the Jordan School District estimates they will need to issue a new bond between \$800 million and \$1.0 billion, meaning further tax increases would be required. He explained that the conclusions of the study are that the new school district is financially feasible; it creates manageable tax burdens, and allows for the funding of all programs. He reported that from the Dan Jones Survey that 56% of the residents feel Jordan School District is too big, they perceived a new school district would have a positive impact on local control, communication, quality of education, class sizes and 89% are in favor of putting the issue on the ballot. The staff recommends putting this issue to a vote. Mr. Hiskey reported that numerous public town meetings have been held with Jason Burningham, Lewis Young Robertson and Burningham, who gave presentations on the Feasibility study.

At approximately 8:00 p.m. Chairman Tenney opened the public hearing.

a. Andrea Stolfa – 1298 Fawn Point Court, Draper, reported that her kids are students at Sunrise Elementary in Sandy City. She attended the may 29th public town meeting and is concerned that when the boundary lines were drawn it included all of Suncrest. With half of Suncrest being in Utah county, she is concerned with what will happen with students who attend the Alpine School District. She is worried there won't be enough room in the Sandy schools. She asked that Suncrest students be allowed to attend Alpine District.

b. Delaina Tonks of Suncrest, reported that her kids attend schools in the alpine district. She disagrees with the feasibility study when it states that only 1% of the students would be affected. She feels that the study didn't take into account the projected growth of Suncrest. She reported that the issue of having the entire area of Suncrest included in the school district can be solved by an Interlocal Agreement or Open Enrollment procedures. She reported that after meeting with the Alpine School District Superintendent, she found out that if they did obtain an Interlocal Agreement residents would loose their transportation to and from the schools. She questioned the accuracy of the Dan Jones Survey, when it states that 89% of the people want to vote on this issue. Having read all the documents involved only 405 people out of 179,838 residents were asked their opinions, and only 72 of them were residents of Draper and none from Suncrest. She feels it is inconceivable to believe that such a small group of people can accurately reflect the wishes of such a large population. She explained that her organization, betterboundaries.org, feels neutral about the issue, their sole wish is to be excluded from the new school district.

c. Jennifer Lee, 822 stormy creek road, feels that after hearing the presentation, the comments and being a parent in Sandy, that this issue should go to a vote.

d. Tom Hicks, 10535 S. Golden Willow Circle, reported that he is a 30 year resident of Sandy and has worked in the Jordan School District for numerous years. He attended 5 public meetings and doesn't agree with the feasibility study when it says that smaller districts have smaller class sizes. He reported that smaller class sizes are a matter of funding from state legislative sources. Any comparison between Utah districts and other states' districts will show smaller class sizes, because every other state spends at least \$1,000 more per student than any Utah school. He reported that Utah has the highest graduation rate with the lowest drop out rates, above average ACT and academic comparison scores, the highest

competency scores, the lowest administrative costs, the lowest teacher salaries, above average college enrollment and the largest class sizes all with the lowest per pupil spending in the United States. The feasibility study reported that it could give parents increased control, he feels this is untrue. The basic structure of a district is the same. Parents and patrons will still have to follow the same processes established with the board. Smaller districts communicates better with patrons and students teachers and staff, they might have the potential to communicate better due to fewer individuals being involved. But it is not guaranteed that it will happen, the communication level is still the same. In his opinion the quality of education will decline if a new school district is created.

e. Luanne Gustafson, 9955 S. Albury Road, disagrees with the feasibility study and the findings of the survey. She reported that she is the PTSA president at Eastmont, also serves at Willow Canyon and volunteers at a school every day. She has attended several meetings and talked to numerous people regarding the proposed school district and all have been negative responses. She reported that according to Forbs Magazine, Jordan School District is the 2nd best big city district in the country, it ranked nations 5th highest graduation rate, more than 5,500 students graduated from Jordan School District's 10 high schools in 2006 earning \$20 million in scholarships. She does not want to see Sandy City in charge of her child's education. She feels strongly that the boundaries should be left where they are.

f. Kristy Ellis, 12063 Pine Ridge Road, reported she has lived in Sandy for 30 years and attended Jordan School District Schools, including year round schools. She also is a parent of children attending Jordan School District Schools. They attend an "island" school that has 3 cities attending. She looks forward to exploring the option to have a smaller class size, if possible, and a smaller school district. Feels a boundary change could be a good. She reported that she is a part of an email chain of supporters of the split of the district.

g. Gary Forbush, 983 East Addington Circle expressed his concerned that if it does go a to vote is there enough information out there for the citizens to vote. He questioned the money spent, is there a way to have more control of the money invested on the eastside to have it go to the east side schools, whether it's split or stays the same. Feels a little undecided on the whole thing, but hopes it would go to a vote.

h. Susan Edwards, 13885 Corner Ridge Court, Draper, reported that her children attend sandy schools, and serves on the PTSA board. She feels the decision on the Suncrest issue will affect Sandy schools. If the boundaries change as shown in the study, the numbers of students that will be attending Sandy Schools will change. Currently in the feasibility study it shows those enrollment numbers decreasing slightly in the next ten years. This will not be true if the Suncrest population is added in. She feels that all residents, Sandy and Draper need to be educated on all issues that will impact their schools.

i. Brooks Tingy, 10877 Clear Creek Drive, reported that he is a Jordan School District graduate. In his observation in attending some of the schools he attended, they need some updating and refurbishing. He is in favor of putting this issue to vote.

j. Randy Olsen, 270 East 8780 South, reported that he is a schoolteacher at Crescent View Middle School. He strongly feels this should be put on the ballot. His children attend Jordan school District schools and he teaches for Jordan School District, and they all need some refurbishing.

k. Mark Peterson, 9 circle oaks, Feels that policy has become more important than students or people in the district. Of their 5 children, 3 have gone to Granite District because the Granite school district has given their schools more independence than Jordan School District. He feels this issue should go to a vote.

l. Shad slaughter, 1567 E. Shalisan Circle, explained that he is a graduate of the Jordan School District and has children that will attend Jordan schools. He agrees with most that Jordan School District is great, but feels that a change can be good. He feels that this issue should be put to a vote.

m. George McNeil, 10921 S. Pampus, thanked the Council, Mayor and the Administration for being proactive and giving the citizens the opportunity to speak their concerns. Twelve years ago when he was serving on the City Council, two other Council Members approached the Jordan School District with some common concerns. They were hoping to provide funding to help development of schools. He reported that when he attended two of the Jordan School Board hearings, they were not allowed to speak. He is grateful that other cities have stepped in and helped with this issue. He is concerned about a lack of information that has been given to the public. He would like to see this issue go to a vote.

n. Dawn Barrueta, 1631 Ambercrest, Suncrest, feels it is important the Sandy residents understand what an impact the boundary change of Suncrest will have on Sandy schools. The Salt Lake County portion of Draper has the option to attend Jordan School District or Alpine School District. She feels that the Dan Jones survey was highly flawed, and was manipulated to meet Sandy's needs. She would like to be excluded from the boundary change, and would like the boundary on the county line.

Chairman Tenney closed the public hearing.

Council comments

- **Chris McCandless** reported that he has served on the Jordan Education Foundation Committee for several years; his wife has been involved in the PTA. He thanked the staff and Lewis, Young, Robertson, and Burningham for the effort they put into the study and feels it's a great report. Of the years he has served on the Council he has never seen the Council and Staff make such attentive observation of an issue. He reported that every council member knows that this issue is a big decision and long lasting. He expressed his appreciation for the citizens and their comments.

- **Steve Fairbanks** reported that the City is aware of the Suncrest/Draper issue and has no problem with letting them stay where they are. The major advantage for us on the east side is that it allows us to emphasize our needs to get our schools taken care of. The needs for schools on the west side is so demanding, that it will require most of the funds the School District generates. He feels that the success of Jordan School District is due to the citizens that live in it, just as much as the district itself. He feels this is an issue that needs to be decided by the citizens.

- **Steve Smith** agrees with Councilman Fairbanks that the City has been aware of the issue with Suncrest. He thanked Mr. Hicks for his comments. Mr. Hicks made the assertion that smaller isn't better. Mr. Smith questioned if splitting a district and going smaller would hurt education then would growing the district and adding in other cities improve the quality of education. He doesn't agree with Mr. Hicks that going smaller would cause a decline in education. He reported that if the split isn't made, the district would eventually be a county wide district, like that compared to Miami Dade, and Los Angeles. He feels that the projected 100,000 students in 15 years is an underestimation. In 2003, the number of schools projected was 16, we have already built 12 of those schools, and 4 years later we need 25 schools. He is unconfident about the Jordan School District's projection of the number of students in the next 15 years. He explained that he has been following the progress of the equalization bill that Howard Stevenson has put forward. He was hoping it was going to provide some mechanism to deal with the growth in the west side, with Jordan District as well as Granite District, and provide a method to deal with the burden of construction costs of the schools. He feels that the proposal is actually more harmful than helpful. What Stevenson intends to do is take certain money that is currently used for the operation of schools and transfer them to an account to be used for capital construction and capital outlay. He is pessimistic that Stevenson's bill will do us any good in the long run. He agrees that more information on this issue needs to be put out, and this issue should be put to vote.

- **Bryant Anderson** reported that some of the Council Members have some strong feelings about this issue, but the decision will not come down to the Council. He feels strongly that the public should get to decide, but they need more information. He explained that this is one of the biggest challenges they face, is getting enough information out to the public in a manner that is objective. He reported that all his five children attended Alta High, and his wife has served as PTA president several times. The community feels very strongly about education and wants to be involved with what is going on with the schools. He

reported that the City Council several years ago made an effort to meet with the Jordan School District Board to see if they could work out a mutual effort to build an arts center. when a board member reported that they were too big to work with the city. He reported that he doesn't have a problem in helping with funding and finances with the development on the west side, but feels this is a short term solution to a long term problem.

- **Scott Cowdell** expressed his appreciation for all the comments from the public and Council members. He reported that he comes from a family of three generations of Jordan School District graduates. His six children graduated from Jordan High School, between the six children there are nine college degrees. He believes his children received a great education from the Jordan District. He reported he worked for the School District for several years and has seen some of the conditions of the east side schools. The Jordan School District has made some renovations of a few schools, but it isn't enough, and he believes that the costs will escalate into millions and millions of dollars. He is concerned of the expectation of some of the east side that the split may create smaller class sizes. Smaller class sizes require money to make those classes smaller. In regards to the Draper issue, he doesn't feel that Sandy has any power to make that decision, other than the power of suggestion. He reported another concern to him is that he and other council members received a letter from the Jordan School District asking the Council to delay their decisions due to the fact that Jordan School District hasn't had the opportunity to get things together, when the research and issue has been going on for a year.

- **Dennis Tenney** asked the Mayor or the CAO to report to the public what the city is doing to help update and inform the public on this issue.

John Hiskey reported once a decision is made to put this on the ballot, there are limitations on positions the City can take. With other elections, there is the opportunity for the city and school district to send information out through newsletters, the information Channel 17, and other things of that nature. He reported that some citizen organizations will likely emerge giving there side of the issue.

Mayor Dolan reported that the City will be sending out an informational piece between now and the time the citizens will vote.

- **Dennis Tenney** reported that the Council will not be making the decision on this tonight. A formal vote will be made in July. He explained that he will support putting this issue on the ballot and let the citizens have the opportunity to vote on this. He expressed his appreciation for all the concerns and comments.

COUNCIL ITEMS(S):

5. Cancellation of June 26th, July 3rd, and July 24th City Council Meetings

Resolution #07- 33 C – amending the regular meeting schedule by canceling the June 26, July 3, and July 24, 2007 City Council Meetings.

Motion: **Chris McCandless** made a motion to approve Resolution #07-33C canceling the June 26, July 3, and July 24 City Council Meetings.

Second: **Steve Smith**

Vote: **McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes, Fairbanks- Yes, Tenney – Yes**

Motion Approved: All members in favor

6. Appointment of New Council Chair and Vice Chair

Resolution #07- 34C – appointing a Council Chairman and Vice Chairman for the Sandy City Council to serve for a period of six months, such period to begin July 1, 2007, and ending December 31, 2007.

Motion: **Steve Smith** made the motion to appoint Bryant Anderson as Chair and Chris McCandless as Vice Chair of the City Council for the period of July 1, 2007 to December 31, 2007.

Second: Dennis Tenney

Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes

Motion Approved: All members voted yes.

7. Appointing Council Members to serve on various Citizens Committee

Resolution #07- 35 C – appointing City Council members to serve on the various Sandy City Citizen Committees for a term beginning July 1, 2007, and ending December 31, 2007.

Motion: Scott Cowdell made a motion to adopt Resolution #07-35C and retain the council members committee appointments.

Discussion on the motion:

Chris McCandless made the comment that he is currently serving on 9 committees. Suggested that when changes are made that the committees that have two council members serving, only have one Council member.

Second: Steve Fairbanks

Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes

Motion Approved: All members in favor

8. Corrected Ordinance

Ordinance #07-12 – an ordinance amending the revised ordinances of Sandy City by amending Title 16, “Revenue and Finance”, Section 16-27-40, “Procedures for Application for Additional Franchise Requests”; also providing a saving clause for the ordinance and an effective date.

Motion: Steve Smith made the motion to approve Ordinance #07-12 amending the revised ordinances of Sandy City specifically the “Procedures for Application for Additional Franchise Requests”.

Second: Chris McCandless

Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes

Motion Approved: All members in favor.

9. Code Amendment – Traffic Code

Ordinance #07-22 – an ordinance amending the revised ordinances of Sandy City, amending the Traffic Code of Sandy by adopting a new Subsection (10) of Section 253, “Interfering with Control or Vision”; also providing a saving clause for the ordinance and an effective date.

Motion: Steve Faibanks made the motion to adopt Ordinance #07-22 revising Subsection 10 of Section 253 of the Traffic Ordinance “Interfering with Control or Vision.

Second: Chris McCandless

Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes

Motion Approved: All members in favor.

10. Discussion and Final Decision on Parking Management Ordinance

Ordinance #07-20 – amending Title 15 of the revised Ordinances of Sandy City (the Land Use Development Code) by amending Section 15-06-05, “Off-Street Parking Standards”; also providing a saving clause and effective date for the ordinance.

Discussion:

Nick Duerksen explained that two weeks ago the council asked the staff to review Councilman Smith's comments regarding the "Off Street Parking Standards", and come up with some new language in the Off Street Parking code amendment. They were unable to meet with Councilman Smith, however he told Mr. Duerksen that if a collection of staff could get together and review the comments that would suffice. A group of staff met and went over those comments and came up with new proposed language for the ordinance. He then explained the changes. (attached exhibit A)

Steve Fairbanks asked how it would be determined how many people would be attending the event.

Nick Duerksen reported that when applicants come in to submit an application they will be asked how many people they anticipate to attend.

Scott Cowdell expressed his concerns with these changes. In the ordinance it doesn't specify what will be done after the traffic study is held. Also there is no specific number of days, which determines what is a temporary event or use.

Nick Duerksen reported that there is a separate committee which is going to look at temporary events, uses and business and it will then be specifically defined as to the number of days. The Traffic study is informational, not as a basis to allow the event or to deny the request; it will be used to decide whether or not there might be pedestrians or other conditions that will need to be included in the plan.

Chris McCandless thanked the staff for going to the effort to accommodate Mr. Smith's comments, and feels confident about the changes.

Motion: Chris McCandless approve Ordinance #07-20 revising title 15 of the revised Ordinances of Sandy City by amending Section 15-06-05, "Off Street Parking Standards", utilizing exhibit "C" as the attachment to that ordinance.

Second: Steve Smith

Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes, Fairbanks- Yes, Tenney – Yes

Motion Approved: All members voted yes.

11. Interlocal Agreement with Salt Lake County Elections, Primary and General

Resolution #07-31 C – authorizing the execution of an Interlocal Cooperation Agreement between the Salt Lake County Clerk Election's Division and the Sandy City Recorder's Office regarding assistance in conducting Sandy City's 2007 Primary and General Municipal Elections.

Discussion:

Dianne Aubrey, City Recorder, explained that this is a standard agreement to contract with the County to arrange the process for the Sandy City elections for 2007.

Bryant Anderson asked how much more it was costing the City to go from the manual voting system to the computerized voting machines.

Dianne Aubrey reported that the contract last year was approx \$55,000 and this year the contract is about \$183,000.

Steve Fairbanks asked if there was a possibility that the State would help pick up the additional cost.

Dianne Aubrey reported that it was unlikely that the State will help with the additional charges. She reported they would probably not be willing to help because of the school voucher vote and a possible bond election which would increase costs on their end anyway. The school district vote, should it be held, would be handled as part of the contract with Salt Lake County.

Motion: Steve Fairbanks
Second: Bryant Anderson
Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes
Motion Approved: all members in favor

12. Rocky Mountain Power Franchise Agreement Consideration

Discussion:

Shane Pace reported that he, Steve Osborn and Rick Smith negotiated with Rocky Mountain Power, and believe that this Agreement protects the residents, and the Cities' streets and Public Right of Way.

Chris McCandless questioned the section about the above ground power line poles , and if this Franchise Agreement gives them the authorization to install above ground power lines in the City.

Shane Pace reported they have the authority to install above ground power poles through state code. But this Franchise does not allow them to install poles in Sandy neighborhoods.

Mickey Beaver of Rocky Mountain Power reported that they are seeking approval of a Franchise Ordinance that will grant Rocky Mountain Power the right to operate in the public right of Ways in the city and to do maintenance of electric facilities to serve residents or businesses. He recently moved to Salt Lake from Wyoming and is a Customer and Community Manager for Rocky Mountain Power. He explained that his primary responsibility is to work with and maintain relationships with Sandy City, South Jordan, Harriman, Riverton City, Bluff Dale, and Draper City, and several businesses. As he was in the process of moving here from Wyoming, he received a phone call from Councilwoman Linda Martinez-Saville. He reported that she did a good job helping to remedy a situation of some power outages in her neighborhoods. He reported that on October 5, 2006 he met with Councilwoman Saville and Shane Pace to look at that issue. In December, 2006, he made a mistake when meeting with the City Council, and told them the budget was approved and they would get going on the project in January. He apologized that he made a fundamental communication error. He explained that starting a project in the eyes of a homeowner, is different than those of a business. With Rocky Mountain Power, getting a project started means getting the budget approved, and several other processes before the digging would start in the neighborhoods. He apologized for the misunderstanding. He reported that another issue with the project is the vintage underground cable. He reported that starting yesterday [June 18, 2007] Rocky Mountain Power started laying the new cable between 9585 S. to 9800 S and 170 E. to 285 E. The project should be finished June 27th.

Jeff Richards, Legal Council for Rocky Mountain Power, explained that this agreement deals with their use of city streets and public right of ways. It's important that there is an agreement, so there is a clear understanding of the use of right of ways.

Dennis Tenney reported that by passing this ordinance tonight, it increases the ability to exercise appropriate control in working with Rocky Mountain Power.

Motion: Chris McCandless made the motion to approve franchise agreement as written and presented by staff
Second: Dennis Tenney
Vote: McCandless- Yes, Anderson- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes,
Fairbanks- Yes, Tenney – Yes
Motion Approved: All members voted yes.

MINUTES:

6. Approving the **May 15, 2007, May 22, 2007, and June 5, 2007** City Council Meeting Minutes..

Discussion:

Motion: Steve Smith

Second: Bryant Anderson

Vote: The Council voted in the affirmative to the motion.

All in Favor.

10. OTHER COUNCIL BUSINESS

- a. **Dennis Tenney** questioned Shane Pace about the street light project financial disclosure, it was for \$112,974.00 for a contract to design sandy city historic street lighting project. Questioned if it was just for the design.

Shane Pace explained that this project was bid out, and Horrocks Engineers came in as the lowest bid. He explained that it is important that those street lights be engineered and be put in the proper places on the streets. If we do that in house, the City is subject to the liability to where those lights are designed and put into place, this is the main reason for bidding this out. Horrocks Engineers is a local firm in the state, and have been used for numerous projects in the city, and have a good electrical engineering division.

Chris McCandless reported that he has used Horrocks Engineers in the past, and they are an excellent firm, very cost effective and feels confident in this selection.

Bryant Anderson reported that when the City did the previous engineering job for the street lights, residents pointed out that the fixtures were lighting the sky more than grounds. He would like to see more of the ground illuminated.

Shane Pace reported that the purpose for using this new light in the Historic Sandy project, so we could get a good feel of how the light works. He explained that it will actually be cost effective, with the old lights when the light cycles, it burns out the ballast, with the new lights that is not the case.

At approximately 9:45 p.m., **Scott Cowdell** made a motion to adjourn Council Meeting, motion seconded by **Chris McCandless**.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

Dennis B. Tenney
Council Chair

Wendy Densley
Council Office Executive Secretary